

A RESOLUTION SUBMITTED BY:  
MAYOR/SUPERVISOR OF XXX

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the *City/Town/Village of XX*, Erie County, has recognized the need to address the growing issue of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that *City/Town/Village of XX* hereby officially requests that BENLIC acquire one or more properties from the list of prioritized properties below (addresses and Section Block Lot (SBL) numbers included):

1 <sup>st</sup> Priority Property	ADDRESS	SBL #
2 <sup>nd</sup> Priority Property	ADDRESS	SBL #
3 <sup>rd</sup> Priority Property	ADDRESS	SBL #

; and be it further

RESOLVED, that the *City/Town/Village of XX* has completed the required Standardized Inspector's Reports and Maintenance, Disposition and Reuse Plans (SIR/MDR plans) each property listed above and has attached the SIR/MDR plans to this resolution; and be it further

RESOLVED, that the *City/Town/Village of XX* agrees to pay the costs associated with foreclosure of each property selected by BENLIC from the above list of properties; and be it further

RESOLVED, that the *City/Town/Village of XX* agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property; and be it further

[**OPTIONAL**] RESOLVED, that pursuant to section 1610 of the New York Not-for-Profit Corporation Law, should BENLIC acquire one or more properties from the above list, the *City/Town/Village of XX* hereby agrees to remit to BENLIC fifty percent of the real property taxes collected for a period of five years on the specific parcel(s) of real property identified below:

ADDRESS 1

SBL

ADDRESS 2

SBL

; and be it further

**[FOR CITY RESOLUTIONS ONLY]** RESOLVED, that should the Mayor of the *City of XX* object to the foreclosure or sale of a parcel of property selected by BENLIC at any time after the commencement of the foreclosure proceeding, the *City of XX* shall indemnify BENLIC for any costs/liabilities associated with such tax foreclosure action; and be it further

RESOLVED, that certified copies of this resolution will be sent to the Chairperson of the Buffalo Erie Niagara Land Improvement Corporations; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.